



CITY OF NORFOLK
OFFICE OF THE MAYOR

PAUL D. FRAIM
MAYOR

January 24, 2014

The Honorable Alveta V. Green
The Honorable Andrew A. Protopgyrou
The Honorable Paul R. Riddick
The Honorable Thomas R. Smigiel, Jr.
The Honorable Theresa W. Whibley
The Honorable Angelia M. Williams
The Honorable Barclay C. Winn

Ladies and Gentlemen:

Pursuant to Section 12 of the City Charter, I hereby call a special meeting of the Council to meet at 4:30 P.M., Tuesday, January 28, 2014, in the 10th floor conference room at City Hall for a Special Session.

Thank you,

A handwritten signature in black ink, appearing to read "Paul D. Frain".

Paul D. Frain
Mayor

cc: Mr. Marcus Jones, City Manager
Mr. Bernard A. Pishko, City Attorney
Mr. R. Breckenridge Daughtrey, City Clerk



CITY OF NORFOLK
OFFICE OF THE MAYOR

Paul D. Fraim
Mayor

January 24, 2014

The following meetings will take place on Tuesday, January 28, 2014:

1. 4:30 P.M. Council to assemble in the 10th floor conference room at City Hall for a Special Session.
2. 7:00 P.M. Regular Council Meeting.

NORFOLK, VIRGINIA

DOCKET FOR THE COUNCIL

TUESDAY, JANUARY 28, 2014 – 7:00 P.M.

Prayer to be offered by Vice Mayor Angelia Williams, followed by the Pledge of Allegiance.

INVITATION TO BID

IB-1 **INVITATION TO BID** scheduled this day under State law, public notice having been inserted in the local press by the City Clerk, to accept bids for a **Deed of Lease** with a term of six years for property located at **235 East Plume Street**.

PUBLIC HEARINGS

PH-1 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **Chelsea Business Association**, to amend Map LU-1, "Future Land Use Map," in *plaNorfolk2030*: a) from Residential Mixed to Commercial, on premises numbered **816 Orapax Street; and 1301-1307 Redgate Avenue**, b) from Industrial to Residential Mixed on premises numbered **701 Orapax Street and 1300-1314 Boissevain Avenue** and c) from Industrial to Commercial, on premises numbered **1311-1331 Redgate Avenue; 1210-1318 Raleigh Avenue; 1309 Raleigh Avenue; 1225-1309 Boissevain Avenue; 1222-1230 W. Olney Road; 1225-1301 W. Olney Road; 601-607, 701-715 and 801 Orapax Street; 508 and 804 Orapax Street; and 801 Claremont Avenue**.

PH-2 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of the **Crossings at Campostella Station by the Franklin Johnston Group**, a) to amend Map LU-1, “Future Land Use Map,” in *plaNorfolk2030* from Single Family Traditional to Residential Mixed, b) to amend the *Zoning Ordinance* to add section 27-37, “The Crossings at Campostella Station Residential Planned Development” (PD-R Campostella Station) district and c) to change zoning from I-3 (General Industrial) district to PD-R Campostella Station numbered **1050 Berkley Avenue Extended**.

PH-3 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **Church Street Station by Luna Development**, to a) amend Map LU-1, “Future Land Use Map,” in *plaNorfolk2030* from Industrial, Single Family Urban and Utility/Transportation to Multifamily, b) amend the *Zoning Ordinance* to add section 27-38, “Church Street Station Residential Planned Development” (PD-R Church Street Station) district and c) change the zoning from I-2 (Light Industrial), R-11 (Moderate Density Multi-Family) and RCO (Residential Compatibility Overlay) districts to PD-R Church Street Station district on properties numbered **2000 Church Street and 1816-1824 O’Keefe Street**.

PH-4 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **Riverview Business Association**, to amend the *Zoning Ordinance of the City of Norfolk, 1992* Section 11-24, “Pedestrian Commercial Overlay District – Riverview,” to revise certain development standards.

PH-5 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of the **City Planning Commission**, to amend the *Zoning Ordinance of the City of Norfolk, 1992*, Table 5-A, “Table of Land Uses” to add “Recreational Sports, Indoor” as a use allowed by Special Exception within Business and Commerce Park districts (BC-1) and (BC-2).

- PH-6 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of the **City Planning Commission**, to amend the **Zoning Ordinance of the City of Norfolk, 1992**, Chapter 4, “Residential districts,” to eliminate alternative standards for Special Exception uses within Residential zoning districts and
- PH-7 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of the **City Planning Commission**, to amend the **Zoning Ordinance of the City of Norfolk, 1992**, Section 12-3, “Expansion of nonconforming structures,” Section 12-9, “Discontinuation of nonconforming uses,” and Section 25-10.11, “Substantial renovation of a nonconforming structure or resumption of a nonconforming use” in order to limit the availability of the Special Exception process by establishing additional compliance criteria.
- PH-8 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **City Planning Commission**, to amend the **Zoning Ordinance of the City of Norfolk, 1992**, Table 11-33-A –“Table of Land Uses”, to add “Pawnshop” as a land use allowed by Special Exception within the PCO-5 PTS (Pedestrian Commercial Overlay – Five Points) overlay zoning district.
- PH-9 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on the conveyance of a **GEM Lot** to **Terrence Fasu K. Konneh** on property located at **1255 Hanson Avenue**.
- PH-10 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments authorizing the sale to Norfolk Redevelopment and Housing Authority of a certain parcel of property described as **ES Reservoir Avenue**, acquired by the City of Norfolk pursuant to Section 58.1-3970.1 of the Code of Virginia, 1950, as amended, for the sum of \$13,000.00, and approving the terms and conditions of the Purchase and Sale Agreement.

PH-11

PUBLIC HEARING scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments authorizing the sale to Norfolk Redevelopment and Housing Authority of a certain parcel of property described as **ES Maltby Avenue**, acquired by the City of Norfolk pursuant to Section 58.1-3970.1 of the Code of Virginia, 1950, as amended, for the sum of \$20,000.00, and approving the terms and conditions of the Purchase and Sale Agreement.

PH-12

PUBLIC HEARING scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on an Amendment to a Lease with **Philly D, LLC. (D'Egg)** for **204 Main Street**, a property in the City of Norfolk.

PH-13

PUBLIC HEARING scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on approving a Lease with **Bon Secours – DePaul Medical Center, Inc.**, for use of certain premises located at **7300 Newport Avenue**.

CONSENT AGENDA

ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION IN THE FORM LISTED. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

C-1

Letter from the City Clerk transmitting an **Abstract of Votes** cast in the City of Norfolk at the General Election on January 7, 2014, pursuant to **Section 24.2-675** of the *Code of Virginia*.

Recommended Action: Receive and File.

REGULAR AGENDA

R-1

Matter of a **PUBLIC HEARING** scheduled this day pursuant to action of the Council **October 22, 2013**, under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **Tidewater Commerce Center** a) to amend the future land use map, "Map LU-1", of the City's General Plan, *planned Norfolk 2030*, from Industrial to Commercial and b) for a change of zoning from I-1 (Limited Industrial) District to Conditional C-2 (Corridor Commercial) District on property located at **630 and 660 Tidewater Drive**.

(Passed by at the meetings of November 26, 2013 and January 14, 2014)

R-2

Matter of a letter from the City Manager and a Resolution entitled, "A Resolution requesting the **Virginia Department of Transportation** to accept certain additional city streets for municipal assistance payments and to remove certain streets from the eligible list pursuant to Section 33.1-41.1, ***Code of Virginia, 1950***, as amended," will be introduced in writing and read by its title.

(Passed by at the meeting of January 14, 2014)

R-3

Letter from the City Manager and a Resolution entitled, "A Resolution appointing an ex-officio member to the **Board of the Directors of the Southeastern Public Service Authority of Virginia** for certain terms," will be introduced in writing and read by its title.

R-4

Letter from the City Manager and an Ordinance entitled, "An Ordinance appropriating and authorizing the expenditure of an additional amount up to \$2,330,516.00 from the **Commonwealth of Virginia for inclusion in the Fiscal Year 2014 Comprehensive Services Act** for the At-Risk Youth and Families Pool Fund and authorizing the expenditure of an additional amount up to \$890,981.00 in local matching funds from the Norfolk Department of Human Services for the Fiscal Year 2014," will be introduced in writing and read by its title.

R-5

Letter from the City Manager and an Ordinance entitled, "An Ordinance accepting a Grant in the amount of \$20,000 from **Smart Beginnings South Hampton Roads** and appropriating and authorizing the expenditure of the grant funds and \$180,000 in local cash matching funds for Fiscal Year 2014 for the Smart Beginnings Program to increase public awareness of the importance of early education, to sponsor early learning centers for the Quality Rating Improvement System, to assist early learning centers and family home providers to undergo the Quality Rating Improvement System process, to support early learning programs in the small business development center and to provide scholarships for the **Tidewater Community College Early Educator Program** as part of the Smart Beginnings Program," will be introduced in writing and read by its title.

R-6

Letter from the City Manager and an Ordinance entitled, "An Ordinance establishing the **Federal Asset Forfeiture Revenue Account**, accepting from the U.S. Department of Justice, Asset Forfeiture and Money Laundering Section, an equitable Sharing Program Fund Award of \$95,000.00, more or less, as Federal Forfeiture Asset Funds, appropriating and authorizing the expenditure of the funds for Law Enforcement purposes, in accordance with the terms and conditions of the attached Equitable Sharing Agreement and Certification," will be introduced in writing and read by its title.

R-7

Letter from the City Attorney and an Ordinance entitled, "An Ordinance directing the **City Treasurer to issue a refund to Boddie Noell Enterprises, Inc.** in the amount of \$4,955.81 based upon the overpayment of business personal property tax for 2013," will be introduced in writing and read by its title.